

1 JOHN D. DUNCAN (WA SBN 33662)
DAVID E. McALLISTER (WA SBN 37755)
2 PITE DUNCAN, LLP
4375 Jutland Drive, Suite 200
3 P.O. Box 17933
San Diego, CA 92117-0933
4 Telephone: (619) 590-1300
Facsimile: (619) 590-1385
5

6 Attorneys for UBS AG, AS SERVICING AGENT FOR ACT PROPERTIES LLC
7

8 UNITED STATES BANKRUPTCY COURT
9 WESTERN DISTRICT OF WASHINGTON - TACOMA DIVISION

10 In re

11 PETER A. JACOBSON AND MARIA E.
JACOBSON,

12 Debtor(s).
13
14

Case No. 08-45120-PHB

Chapter 7

UBS AG, AS SERVICING AGENT FOR
ACT PROPERTIES LLC'S REQUEST FOR
SPECIAL NOTICE AND SERVICE OF
PAPERS AND RESERVATION OF
RIGHTS

15
16 TO: UNITED STATES BANKRUPTCY JUDGE, THE DEBTORS, AND ALL INTERESTED
17 PARTIES

18 PLEASE TAKE NOTICE that the firm of PITE DUNCAN, LLP, attorneys for UBS AG, as
19 servicing agent for ACT Properties LLC hereby requests special notice of all events relevant to the
20 above-referenced bankruptcy and copies of all pleadings or documents filed in relation to the above-
21 referenced bankruptcy, including all pleadings or notices under Federal Rules of Bankruptcy
22 Procedure, Rule 2002, the commencement of any adversary proceedings, the filing of any requests
23 for hearing, objections, and/or notices of motion, or any other auxiliary filings, as well as notice of
24 all matters which must be noticed to creditors, creditors committees and parties-in-interest and other
25 notices as required by the United States Bankruptcy Code and Rules and/or Local Rules of the
26 above-referenced bankruptcy court.

27 /././

28 /././

1 PITE DUNCAN, LLP, requests that for all notice purposes and for inclusion in the Master
2 Mailing List in this case, the following address be used:

3 DAVID E. MCALLISTER
4 PITE DUNCAN, LLP
4375 Jutland Drive, Suite 200
5 P.O. Box 17933
San Diego, CA 92117-0933

6 Neither this Request for Special Notice nor any subsequent appearance, pleading, claim,
7 proof of claim, documents, suit, motion nor any other writing or conduct, shall constitute a waiver
8 of the within party's:

9 a. Right to have any and all final orders in any and all non-core matters entered only
10 after de novo review by a United States District Court Judge;

11 b. Right to trial by jury in any proceeding as to any and all matters so triable herein,
12 whether or not the same be designated legal or private rights, or in any case, controversy or
13 proceeding related hereto, notwithstanding the designation or not of such matters as "core
14 proceedings" pursuant to 28 U.S.C. § 157(b)(2)(H), and whether such jury trial right is pursuant to
15 statute or the United States Constitution;

16 c. Right to have the reference of this matter withdrawn by the United States District
17 Court in any matter or proceeding subject to mandatory or discretionary withdrawal; and

18 d. Other rights, claims, actions, defenses, setoffs, recoupments or other matters to which
19 this party is entitled under any agreements at law or in equity or under the United States Constitution.

20 All of the above rights are expressly reserved and preserved by this party without exception
21 and with no purpose of confessing or conceding jurisdiction in any way by this filing or by any other
22 participation in these matters.

23 Dated: December 18, 2008 PITE DUNCAN, LLP

24
25 /s/ David E. McAllister
26 David E. McAllister, WSBA #37755
27 Attorneys for UBS AG, AS SERVICING AGENT
28 FOR ACT PROPERTIES LLC